

ELKHORN WATER DISTRICT

Filed with the
PUBLIC SERVICE COMMISSION

by
ELKHORN WATER DISTRICT
P. O. Box 67, Frankfort
Franklin County, Kentucky

RATES, RULES AND REGULATIONS FOR FURNISHING
WATER SERVICE

at
Southeastern portion of Franklin County

Issued November 1984

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

ELKHORN WATER DISTRICT

NOV 84

PURSUANT TO 807 KAR 5:011,
SECTION 9(1)

BY: Jordan Noel

By: W.D. Juett
W. D. Juett, Chairman

FOR Southeast Franklin County, Kentucky
Community, Town or City

P.S.C. KY. NO. _____

SHEET NO. _____

CANCELLING P.S.C. KY. NO. _____

SHEET NO. _____

Elkhorn Water District
(Name of Utility)

RATES AND CHARGES

Usage Blocks

First 2,000 Gallons
Next 3,000 Gallons
Next 5,000 Gallons
Over 10,000 Gallons

Monthly Rates

\$10.38 Minimum Bill
3.86 Per 1,000 Gallons
3.39 Per 1,000 Gallons
2.39 Per 1,000 Gallons

Meter Sizes

5/8 x 3/4 Inch Meter
1 Inch Meter
1 1/2 Inch Meter
2 Inch Meter

Monthly Minimum Bills

2,000 Gallons \$10.38
5,000 Gallons \$21.96
10,000 Gallons \$38.91
16,000 Gallons \$53.25

All usage in excess of the minimum shall be billed according to the General Rate Schedule.

Mobile Home Parks

McConnell
Elkhorn
Capital

Monthly Minimum Bills

15,000 Gallons \$77.85
76,000 Gallons \$394.44
125,000 Gallons \$648.75

Minimum for mobile home parks are determined by multiplying the number of spaces available by one-half the minimum usage allowance and minimum bill for general service. All usage in excess of the minimum is billed at general service rates.

Stamping Ground shall be billed at \$2.29 per 1,000 gallons of usage.

DATE OF ISSUE June 29, 2002
Month / Date / Year

DATE EFFECTIVE April 22, 2002
Month / Date / Year

ISSUED BY Jeanne K. Costigan
(Signature of Officer)

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2002-00144 DATED May 21, 2002

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

APR 22 2002

PURSUANT TO 807 KAR 5.011.
SECTION 9 (1)

BY Stanford Buel
SECRETARY OF THE COMMISSION

Form for filing Rate Schedules

Southeastern portion of
For Franklin County, Kentucky
Community, Town or City

P.S.C. NO. _____

First Revised 8 SHEET NO. 1CANCELLING P.S.C. NO. 5036Original 1 SHEET NO. 1ELKHORN WATER DISTRICT
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

	RATE PER UNIT
CONNECTION FEE	
5/8" x 3/4" water meter	\$400.00
Meters Larger Than 5/8 x 3/4 Inch	Actual Cost
<p>PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE SEP 17 1990 PURSUANT TO 807 KAR 5:011, SECTION 9 (1) BY <u>George Salter</u> PUBLIC SERVICE COMMISSION MANAGER</p>	

DATE OF ISSUE June 29, 1990DATE EFFECTIVE 9/17/90ISSUED BY W. H. Juett W. H. Juett
Name of OfficerTITLE ChairmanIssued by authority of an Order of the Public Service Commission of Kentucky
in Case No. 90-222 dated 9/17/90.

For ENTIRE AREA SERVED
Community, Town or City

SHEET NO.

CANCELLING P.S.C. NO.

SHEET NO.

CLASSIFICATION OF SERVICE

	RATE PER UNIT
Service Line Inspection - \$25.00	
Connection Fee - \$300.00 C-10-90	

NOV 23 1960

DATE OF ISSUE _____

DATE EFFECTIVE

ISSUED BY W. H. Jett
Name of Officer

TITLE Chairman

Issued by authority of an Order of the Public Service Commission of Kentucky
in Case No. _____ dated _____.

Form for filing Rate Schedules

FOR Entire Area Served
Community, Town or City

P.S.C. KY. NO. _____

SHEET NO. _____

Elkhorn Water District

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

CLASSIFICATION OF SERVICE

RATE
PER UNIT

Elkhorn Water District will allow a water customer a leak adjustment for no more than two consecutive months per year, using the following formula.

Average the water usage for the three months preceeding the leak and charge the regular rate for this amount of water.

The charge for the balance of water used will be the cost of water to the District, plus 10%.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 08 1997

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)BY: Jordan C. Neel
FOR THE PUBLIC SERVICE COMMISSIONDATE OF ISSUE 07 08 97
MONTH DATE YEARDATE EFFECTIVE 08 08 97
MONTH DATE YEAR

ISSUED BY

SIGNATURE OF OFFICER

TITLE

Issued by authority of an Order of the Public Service Commission of Kentucky in Ca
No. _____ dated _____.

Form for filing Rate Schedules

FOR Entire Area Served
Community, Town or C:
P.S.C. NO. 3
SHEET NO. 1
CANCELLING P.S.C. NO.
SHEET NO.

Elkhorn Water District
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

PE

RULES AND REGULATIONS

1. Meters will be read monthly on the 20th of each month.
2. Bills will be dated and mailed on the first of each month. Said bills will state that they are to be paid within ten days. If not paid by the 10th of the following month, water service will be discontinued in accordance with 807 KAR 5:006(14).
3. All meters will be located on district mains and in the absence of special permission on the property to be served.
4. Complaints may be made to the operator of the system and may be appealed to the District Commission.
5. The principal place of business of the District will be the residence of W.D. Juett, Route #6, Frankfort, Kentucky 40601.
6. Water bills may be mailed to Elkhorn Water District, P.O. Box 67, Frankfort, Kentucky 40601, or paid at No. 5 above.
7. If water service is discontinued because of failure to pay the water bill, a \$15.00 charge will be required before service is reinstated.
8. A \$5.00 deposit will be required if a customer requests an accuracy check of his meter. If his meter checks accurate, he forfeits his \$5.00 deposit to pay for the checking of his meter. If his meter tests inaccurate, then his \$5.00 deposit is refunded and the District installs him a new meter at no cost to him.
9. A deposit of \$20.00 may be charged a new applicant requesting service.
10. Interest will be paid or credited each customer who has a deposit at the rate actually earned. If the customer moves in the middle of the year the customer will be paid on a pro-rated basis.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 7 1993

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: *George M. Cartlett*
PUBLIC SERVICE COMMISSION MANAGER

2-2-93
DATE OF ISSUE 2-2-93
ISSUED BY *George M. Cartlett*
Name of Officer

3-2-93
DATE EFFECTIVE 3-2-93
TITLE Secretary

Issued by authority of an Order of the Public Service Commission

FOR ENTIRE AREA SERVED

P.S.C. Ky. No. _____

original Sheet No. 3.1

ELKHORN WATER DISTRICT

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

RULES AND REGULATIONS

10. The District provides only domestic water service to rural residences and businesses. The District does NOT provide fire protection to its customers or to others. Fire protection must be provided on site by the customer using means other than the Districts distribution system.

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JUL 13 1987

RATES AND TARIFFS

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 01 1987

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: George L. Lyle
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE 7 13 87
 Month Day Year

DATE EFFECTIVE 8 01 1987
 Month Day Year

ISSUED BY W. A. Smith
 Name of Officer

Chairman
 Title

Route # 6, Frankfort, Ky. 40601
 Address

FOR ENTIRE AREA SERVED

P.S.C. Ky. No. _____

Sheet No. _____

ELKHORN WATER DISTRICT

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

RULES AND REGULATIONS

11. Meter Correction Rule - Unless the total lost or gained exceeds \$20.00 the customer will not be billed or refunded and the amount will be absorbed by Elkhorn Water District

Correction, repair or replacement of the water meter will be made regardless of the amount gained or lost.

In the event the monetary adjustment exceeds \$20.00 807KAR5.006 applies.

12. Before a new customer is permitted to connect to the water system an inspection fee must be paid to the District. The District shall inspect the new service in accordance to the following criterion:

I. Service line shall be a minimum of 30" deep and shall be Class 200 pipe or better, no smaller than 3/4".

II. The structure shall have no cross connections to another water source.

III. The service line shall not be backfilled until approval has been made by the District. The service line shall not contain any tee or branch connection to another structure. The backfill shall be material free from rock and rubble and the line shall not contain rock in the trench.

IV. Each structure shall have a cut-off valve at the point it enters the structure. The valve shall be the same size as the service line to which it is attached.

PUBLIC SERVICE COMMISSION OF KENTUCKY
NOV 2 1961

DATE OF ISSUE

Month Day Year

DATE EFFECTIVE

Month Day Year

ISSUED BY

W. H. Smith
Name of Officer

Chairman

Title

P. O. Nox 67, Frankfort, Ky. 40602
Address

FOR Entire Area Served

P.S.C. Ky. No. _____

Original Sheet No. 3.4

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

ELKHORN WATER DISTRICT

RULES AND REGULATIONS

AMENDMENT TO 12. In those instances where the plumbing inspector of the Kentucky Department of Housing Building and Construction or other local government has conducted a service line inspection to comply with K.R.S.318.134 and the Elkhorn Water District receives proof of such inspection, the Elkhorn Water District shall waive the collection of the inspection fee as outlined in #12.

In all other instances such inspection will be required by Elkhorn Water District and the inspection fee shall be collected.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 02 1989

PURSUANT TO 1987 KRS:11
SECTION 9 (1)

BY: George L. Lee
PUBLIC SERVICE COMMISSION MANAGER

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JUL 14 1989

RATES AND TARIFFS

DATE OF ISSUE 7 14 89
Month Day Year

DATE EFFECTIVE 8 2 89
Month Day Year

ISSUED BY W. D. Sweet
Name of Officer

Chairman P. O. Box 67, Frankfort, K.
Title Address 40602

FOR Entire Area Served

P.S.C. Ky. No. 3

Original Sheet No. 4

Cancelling P.S.C. Ky. No. 2

Sheet No.

ELKHORN WATER DISTRICT

RULES AND REGULATIONS

PURCHASED WATER ADJUSTMENT CLAUSE

Upon increase of decrease in wholesale rate of purchased water by its supplier, the utility may apply for an adjustment to its water rates in accordance with 80% KAR 5:06%. The base rate for future application of the purchased water adjustment clause is:

SUPPLIER

FRANKFORT ELECTRIC AND WATER PLANT BOARD

PRICE

\$.80 per 1,000 gallon

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

NOV 84

PURSUANT TO 807 KAR 5:011,
SECTION 9(1)

BY: Jordan C. Neel

DATE OF ISSUE November 1984
Month Day Year

DATE EFFECTIVE November 1984
Month Day Year

ISSUED BY

W. H. Quett

Chairman

Route 6 Frankfort, Ky. 40601

Address

FOR Entire Area Served

P.S.C. KY. NO. _____

SHEET NO. 1

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

Elkhorn Water District

RULES AND REGULATIONS

In the event of a water shortage Elkhorn Water District will follow the ordinance adopted by the Franklin County Fiscal Court.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

SEP 12 1988

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: George A. Hise
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE 9 26 88
MONTH DATE YEAR

DATE EFFECTIVE
MONTH DAY YEAR

ISSUED BY W. D. Sweet
NAME OF OFFICER

Chairman P. O. Box 67, Frankfor, Ky. 40602
TITLE ADDRESS

Form for filing Rate Schedules

FOR Entire Area Served
Community, Town or City
P.S.C. NO. 3
SHEET NO.
CANCELLING P.S.C. NO.
SHEET NO.

Elkhorn Water District
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

RAT
PER U

Elkhorn Water District PO Box 67, Frankfort, Ky 40602. Phone 695-4431

Present reading: 778000
Previous reading: 773000

01/18/93	5000 gallons of water	16.20
01/18/93	3% Utility tax	0.49

Sample

John Doe
Anywhere Street
Frankfort, Ky. 40601

PAY THIS AMOUNT	TOTAL DUE
	16.69

Bill due and payable on or before 10th of the month.

FIRST CLASS MAIL
U.S. POSTAGE
PAID
Frankfort, Ky.
Permit No. 588

John Doe

RETURN THIS STUB WITH PAYMENT

for service at	
107300	
due date	TOTAL DUE
2/10/93	16.69

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 7 1993

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: George M. Catlett
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE 2-2-93

ISSUED BY George M. Catlett
Name of Officer

DATE EFFECTIVE 2-2-93

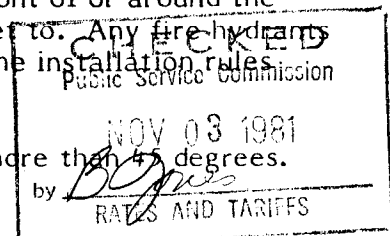
TITLE Secretary

Issued by authority of an Order of the Public Service Commission of
Kentucky

ELKHORN WATER DISTRICT
RULES FOR NEW CONSTRUCTION OF SUBDIVISIONS

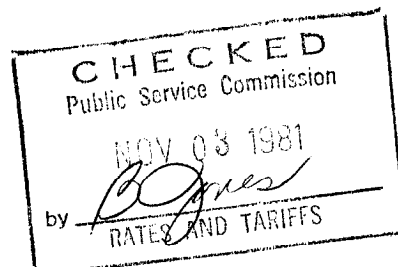
All subdivision plans will follow the below rules to be approved by the Board for water service:

1. All plans for a subdivision must be presented to the board of Elkhorn Water District at least 60 days in advance of any decision to be rendered by the board.
2. All line plans must be reviewed and approved by Sanitary Engineering before any construction may be started.
3. All subdivisions must come off a 6 inch main line or larger.
4. The lines inside the subdivision are to be 4 inch lines or larger.
5. All pipe must be 200 PSI PVC 20 foot slip joint pipe.
6. All lines must be circled with 2 outlets off the 6 inch main line.
7. All lines are to be layed no closer than 4 feet to the edge of the black top road surface, and no further than 15 feet away from the black top road surface.
8. There are to be no other utilities such as telephone, electric, or sewer lines layed in the same ditch as the main line. The ditches for them are to be kept 4 feet away from the pipe line ditch itself.
9. All lines are to have at least 30 inches of cover. The inspector may have the builder go deeper to allow for grading of the land at a later time.
10. All lines are to be layed with no rock within 8 inches around the lines. If there is not sufficient dirt for padding, the inspector may require densograte or glass-eyed sand to be put around the lines as padding at the builders expense. Dirt must be rounded to a height of 6 inches on top of the lines for settling.
11. All parts and materials used in the construction of subdivision lines must be new.
12. There must be a valve at both outlets into the subdivision; there must be a valve at the beginning of each street and a valve at the end of each street, if the streets are 2,000 feet or longer there must be a valve every 1,000 feet.
13. The water district may require flush hydrants which are to be used to keep sanitary conditions inside the subdivision. The flush hydrants will be placed on the property line and will have a gate valve placed between the hydrant and the main line. There is to be nothing placed in front of or around the hydrant which may make it difficult to maintain or get to. Any fire hydrants that are placed in subdivisions will also follow the same installation rules as flush hydrants.
14. There will be no fittings used with an acute angle of more than 45 degrees.



15. All t's, 45's, fire hydrants and valves are to be concrete and rodding when layed.
16. All meters will be set in the front yards of the unit they serve.
17. All pipes crossing underneath a black top road surface must be cased in iron pipe. This pipe must extend 3 feet out from under the road on each side.
18. Air valves may be required if the inspector or board feels that they are necessary.
19. No lines are to be layed or covered without the inspector being present, if this happens the inspector may require that the lines be uncovered at the builder's expense.
20. Once the lines are layed they are to be flushed and pressure tested for leaks then chlorinated to 50 PPM and at the end of 24 hours they must have 25 PPM free chlorin, then the lines may be put into service.
21. After subdivision plans have been approved by the board there can be no changes or additions to these plans without the consent of the board.
22. The builder is responsible for line maintenance for one year. At the end of one year, the lines will be maintained by the district.
23. Though the lines are put in by the builder, no one will be allowed to put in meters on the lines except the water district. All tap fees are to be paid before the meter is set.
24. Anything that may come up in the building of the subdivision that is not covered in the above regulations will be covered in the publication known as Water Systems and Sewage Systems Specifications of the Bowling Green Municipal Utility Board.

The above regulation for extending water to subdivisions were adopted at a meeting of the Elkhorn Water District August 5, 1980. W. D. Juett moved to adopt, seconded by George W. Switzer. All three commissioners voted yes on a roll call vote.



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DEC 6 - 2001

PSC
FINANCIAL ANALYSIS

T62-1565

RECEIVED

DEC 06 2001

PUBLIC SERVICE
COMMISSION

WATER SHORTAGE RESPONSE PLAN
ELKHORN WATER DISTRICT

Section 1. Purpose. The purpose of this Plan is to provide for the declaration of official phases of water supply shortages and the implementation of voluntary and mandatory water conservation measures throughout the Elkhorn Water District in the event a shortage is declared.

Section 2. Definitions. These terms are applicable only for this Plan unless specifically noted.

- (a) "Customer" shall mean any person or entity using water for any purpose from the Elkhorn Water distribution system and for which either a regular charge is made or, in the case of bulk sales, a cash charge is made at the site of delivery.
- (b) "Raw Water Supplies" shall mean all water potentially available to persons in the Elkhorn Water District.
- (c) "Treated Water" shall mean water that has been introduced by the Elkhorn Water District into its water distribution system, including water offered for sale. Uses of treated water are classified as follows:

Essential Water Uses (Class 1):

The following uses of water, listed by site or user type, are essential.

Domestic:

- water necessary to sustain human life and the lives of domestic pets, and to maintain minimum standards of hygiene and sanitation.

Health Care Facilities:

- patient care and rehabilitation, including related filling and operation of swimming pools.

Water Hauling:

- sales of domestic use where not reasonably available elsewhere.

Public Use:

- fire fighting,
- health and public protection purposes, if specifically approved by health officials.

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JAN 06 2002

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

BY: Stephan O. Bess
SECRETARY OF THE COMMISSION

Socially or Economically Important Uses (Class 2):

The following uses of water, listed by site or user type, are socially or economically important.

Domestic:

- personal, in-house water use including kitchen, bathroom and laundry.

Water Hauling:

- non-domestic, when other sources are not reasonably available elsewhere.

Commercial and Civic Use:

- commercial car and truck washes,
- laundromats,
- restaurants, clubs and eating places,
- schools, churches, motels/hotels and similar commercial establishments.

Outdoor Non-Commercial Watering:

- minimal watering of vegetable gardens,
- minimal watering of trees where necessary to preserve them.

Outdoor Commercial or Public Watering (using conservation methods and when other sources of water are not available or feasible to use):

- agricultural irrigation for the production of food and fiber or the maintenance of livestock,
- watering by arboretums and public gardens of national, state, regional or community significance where necessary to preserve specimens,
- watering by commercial nurseries at a minimum level necessary to preserve specimens,
- watering at a minimum rate necessary to establish or maintain revegetation or landscape plantings required pursuant to law or regulation,
- watering of woody plants where necessary to preserve them,
- minimal watering of golf course greens.

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Recreational:

- operation of municipal swimming pools and residential pools that serve more than 25 dwelling units.

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SECTION 9 (1)
BY: Stephan D. Bell
SECRETARY OF THE COMMISSION

Air Conditioning:

- refilling for startup at the beginning of the cooling season,
- makeup of water during the cooling season,
- refilling specifically approved by health officials where the system has been drained for health protection or repair services.

Non-Essential Uses (Class 3):

Any waste of water, as defined herein, is non-essential. The following uses of water, listed by site or user type, are non-essential.

Public Use:

- use of fire hydrants (excluding Class 1 and Class 2 uses), including use of sprinkler caps, testing fire apparatus and fire department drills,
- flushing of sewers and hydrants except as needed to ensure public health and safety as approved by health officials.

Commercial and Civic Uses:

- serving water in restaurants, clubs, or eating places, except by customer request,
- failure to repair a controllable leak,
- increasing water levels in scenic and recreational ponds and lakes, except for the minimum amount required to support fish and wildlife.

Ornamental Purposes:

- fountains, reflecting pools and artificial waterfalls.

Outdoor Non-Commercial Watering:

- use of water for dirt control or compaction,
- watering of annual or non-woody plants, lawns, parks, golf course fairways, playing fields and other recreational areas.
- washing sidewalks, walkways, driveways, parking lots, tennis courts or other hard-surface areas,
- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in a gutter or street.

Outdoor Commercial or Public Watering:

- expanding nursery facilities, placing new irrigated agricultural land in production, or planting of landscaping except when required by a site design review process,
- use of water for dirt control or compaction,

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SECTION 9 (1)
BY: Stephan B. Bell
SECRETARY OF THE COMMISSION

- watering of lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surface areas,
- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in any gutter or street.

Recreational uses other than those specified in Class 2.

Non-commercial washing of motor and other vehicles:

Air Conditioning (see also Class 2 purposes):

- refilling cooling towers after draining.

- (d) "Base Entitlement" shall mean the monthly usage for a customer during the same month of the preceding calendar year or the average per customer usage for each class of service during the same month of the preceding year.
- (e) "Curtailed Entitlement" shall mean the monthly usage for a customer after any curtailment percentage has been applied.
- (f) "Curtailment" shall mean the reduction in entitlement by some percentage to meet anticipated water shortages.
- (g) Water Shortage Response Phases:

"Advisory" shall mean that conditions exist which indicate the potential for serious raw or treated water supply shortages.

"Alert" shall mean the raw or treated water supplies are consistently below seasonal averages, and if they continue to decline, may not be adequate to meet normal needs.

"Emergency" shall mean that raw or treated water supplies are below the level necessary to meet normal needs and that serious shortages exist in the area.

"Rationing" shall mean that procedures must be established to provide for the equitable distribution of critically-limited raw or treated water supplies, in order to balance demand and limited available supplies, and to assure that sufficient water is available to preserve public health and safety.

PUBLIC SERVICE COMMISSION
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JAN 06 2002

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SECTION 9 (1)

BY: Stephen D. Bell
SECRETARY OF THE COMMISSION

Section 3. Applicability. The provisions of this Plan shall apply to all retail and wholesale customers of the Elkhorn Water District. When implemented, this Plan becomes the Elkhorn Water District Water Shortage Response Regulation.

Section 4. Entitlements. Entitlements shall be established for each customer by adjusting the base entitlement to reflect any known change in usage pattern.

Section 5. Determination of Water Shortage. Water supply and usage shall be monitored on a continuous basis. Unrestricted demand shall be projected from past records and adjusted for changes such as new developments and weather conditions on a regular basis. (Note: A sample calculation page is attached as Appendix A to assist in determining overall water levels. It is important that accurate water measurements be used.) Water shortages generally occur for two reasons, a reduction in available supplies or a system failure. Each of these has a distinct influence on the nature and duration of the conservation program implemented. Official declaration of a water shortage stage and implementation of the measures necessary to curtail water use shall be approved by the County Judge Executive and the Elkhorn Water District.

Section 6. Term of Water Shortage Declaration. Any water shortage declaration shall remain in effect until water supplies of service conditions have returned to normal. A final determination as to terminating a water shortage declaration shall be made by the Board of Commissioners of the Elkhorn Water District.

Section 7. Water Shortage Stage, Criteria, Conservation and Curtailment Measures.

A. Advisory Stage:

- (1) Criteria: A water advisory shall be declared when the amount of treated water or raw water available for treatment is projected to be up to 5% below demand, or there are periods of low water pressure in one or more areas of the distribution system due to system failure or inadequacies or the State Division of Water issues a Water Shortage Watch which includes the areas from which the Elkhorn Water District draws water. (Note: Additional conditions may be added based on local conditions.)
- (2) Conservation and Curtailment Measures:
 - (a) Declare a Water Shortage Advisory.
 - (b) Provide proper notice to all customers and to all local news media.
 - (c) Eliminate all known water leaks.
 - (d) Request voluntary conservation of all non-essential (Class 3) water use.

PUBLIC SERVICE COMMISSION
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JAN 06 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephen D. Bell
SECRETARY OF THE COMMISSION

B. Alert Stage:

- (1) Criteria: A water alert shall be declared when the amount of treated water available is projected to be up to 10% below demand, or raw water supplies are consistently below seasonal averages and if they continue to decline, may not be adequate to meet normal needs. (Note: Additional conditions may be added based on location conditions.)
- (2) Conservation and Curtailment Measures:
 - (a) Declare Water Shortage Alert.
 - (b) Provide proper notice to all customers and to all local news media.
 - (c) Eliminate all known water leaks.
 - (d) Prohibit all non-essential (Class 3) water uses.
 - (e) Curtail entitlements to all customers by the same percentage as the projected shortage.
 - (f) Begin billing all customer water usage in excess of curtailed entitlements at the normal rate plus an excess usage charge of \$6.00 per \$1,000 gallons.

C. Emergency Stage:

- (1) Criteria: A Water Emergency shall be declared when the amount of treated water available is projected to be up to 25% below demand, or there are periods of no water in one or more areas of the distribution system due to low water supply or raw water supplies below the level necessary to meet normal needs. (Note: Additional conditions may be added based on local conditions.)
- (2) Conservation and Curtailment Measures:
 - (a) Declare Water Shortage Emergency.
 - (b) Provide proper notice to all customers and to all local news media.
 - (c) Eliminate all known water leaks.
 - (d) Prohibit all Class 3 uses of water.
 - (e) Prohibit all Class 2 uses of water except Domestic uses for kitchens, bathrooms and laundries.
 - (f) Curtail all commercial and industrial entitlements (except Health Care Facilities) by 100%.
 - (g) Curtail residential entitlements by the same percentage as the projected shortage.
 - (h) Curtail entitlement to all wholesale customers by the same percentage as the projected shortage.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JAN 06 2002

PURSUANT TO 807 KAR 6.011.
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BY: Stephan D. Bell
SECRETARY OF THE COMMISSION

- (i) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of \$15.00 per 1,000 gallons.

D. Rationing Stage:

- (1) Criteria: Treated water available is greater than 40% below demand or raw water supplies are below the level necessary to meet essential needs, and in the opinion of the Elkhorn Water District mandatory rationing is required to insure adequate water is available to maintain public health and safety.
- (2) Conservation and Curtailment Measures:
 - (a) Declare Water Shortage Rationing.
 - (b) Provide proper notice to all customers and to all local news media.
 - (c) Eliminate all known water leaks.
 - (d) Prohibit all Class 3 and Class 2 uses of water.
 - (e) Curtail all commercial and industrial entitlement (except Health Care Facilities) by 100%.
 - (f) Curtail all residential and wholesale entitlements by the same percentage as the projected shortage.
 - (g) Implement service interruptions to portions of system in accordance with approved published schedule. The schedule shall be provided to all local media.
 - (h) Begin billing customer water usage in excess of curtailment entitlement at the normal rate plus an excess usage charge of \$20.00 per 1,000 gallons.

Section 8. Enforcement of Water Restriction. Any person who violates the provisions of this Plan, who fails to carry out the duties and responsibilities imposed by this Plan, or who impedes or interferes with any action undertaken or ordered pursuant to this Plan shall be subject to the following:

- (a) If the utility official charged with implementation and enforcement of this Plan learns of any violation of any water use restriction imposed, a written notice of the violation shall be affixed to the property where the violation occurred and mailed to the customer of record. Said notice shall describe the violation and order that it be corrected, cured, or abated immediately or within 48 hours.
- (b) The notice will inform the customer of his or her right to appeal by requesting a hearing before the utility's designee. If a hearing is requested by the customer, he or she shall be given full opportunity to be heard before termination. The governing body shall make findings of fact and decide whether service should continue or terminate.

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- (c) Any customer whose water service is terminated for violating provisions of this water curtailment plan shall be subject to the approved reconnection fee prior to reconnection of service.
- (d) The excess usage charge billing provisions of this Plan shall not be put in effect if a county or city ordinance containing penalty provisions is in effect to assist enforcement of this plan.

Section 9. Request for Exception.

- (a) Exception to water use restrictions: If compliance with any curtailment measure authorized herein would cause a customer to bear extraordinary hardship, that individual or entity may apply to the Elkhorn Water District for an exception. For these purposes, "extraordinary hardship" shall be defined as a condition which may threaten health and safety, or cause property or economic losses, each of which must be shown to be substantially more severe than the sacrifices borne by other users. If extraordinary hardship is found to exist, then an exception shall be granted and a written waiver issued to the customer. If an appeal is made, water service shall be continued until a decision is announced. Any person aggrieved by the decision may file a complaint with the Public Service Commission.
- (b) Exception to curtailment surcharge: Exceptions to excess use charges shall not be considered or granted.

Section 10. Severability. If any provision of this Plan is declared invalid by the courts, the remainder of the Plan and its applicability to other persons and circumstances shall not be affected by that declaration.

Section 11. Effective Date. This Plan shall take effect immediately upon approval by the Public Service Commission.

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OF KENTUCKY
EFFECTIVE

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